

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

# HOUSE BILL 2067

AN ACT

AMENDING SECTION 41-1803, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 12, ARTICLE 7.1, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-1805; RELATING TO CRITICAL INFRASTRUCTURE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-1803, Arizona Revised Statutes, is amended to  
3 read:

4 41-1803. Statewide critical infrastructure information system:  
5 disclosure

6 A. The department of public safety shall establish and operate a  
7 statewide critical infrastructure information system.

8 B. When the department of public safety declares through written  
9 notice to all state agencies and local governments that the statewide  
10 critical infrastructure information system is operational, all state agencies  
11 and local governments shall only use the statewide critical infrastructure  
12 information system and shall not operate independent critical infrastructure  
13 information systems. State agencies and local governments are not required  
14 to use the statewide system if they are operating or developing a critical  
15 infrastructure information system before the department of public safety  
16 declares that the statewide critical infrastructure information system is  
17 operational. State agencies and local governments shall make efforts to  
18 ensure that the statewide system is interoperable with other critical  
19 infrastructure information systems allowed by law.

20 C. All state and local government-owned critical infrastructure  
21 facilities that are occupied by state or local government employees shall be  
22 added to the statewide critical infrastructure information system when  
23 funding is available. Nothing in this article requires any state agency or  
24 local government to add a critical infrastructure facility to the system  
25 unless the entire cost of adding the facility is provided by available  
26 federal monies.

27 D. ~~All federal and privately~~ EXCEPT FOR STATE AND LOCAL GOVERNMENT  
28 owned critical infrastructure facilities, ANY ENTITY may voluntarily  
29 participate in the statewide critical infrastructure information system at  
30 their own cost. Tribal participation shall be supported with federal monies  
31 provided directly or by this state under procedures established for grant  
32 allocations by the office of the governor.

33 E. Consistent with the guidelines developed under section 41-1804, the  
34 department of public safety shall make critical infrastructure information  
35 available, consistent with information protection procedures, to all state,  
36 local, federal and tribal law enforcement agencies, the department of  
37 emergency and military affairs, public health organizations, the department  
38 of agriculture, the department of health services, fire departments and other  
39 organizations as necessary to safeguard personnel and property in this state.

40 F. The department of public safety shall pursue federal monies for all  
41 state and local critical infrastructure facilities to be added to the system.

42 G. All critical infrastructure information provided to the department  
43 of public safety is exempt from public disclosure.

44 H. FOR THE PURPOSES OF THIS SECTION "LOCAL GOVERNMENT" MEANS ANY  
45 ENTITY SUPPORTED IN WHOLE OR IN PART WITH TAX REVENUES.

1           Sec. 2. Title 41, chapter 12, article 7.1, Arizona Revised Statutes,  
2 is amended by adding section 41-1805, to read:

3           41-1805. Violation; classification

4           IN ADDITION TO ANY PENALTY IMPOSED BY FEDERAL LAW, ANY GOVERNMENTAL  
5 EMPLOYEE WHO KNOWINGLY PUBLISHES, DIVULGES, DISCLOSES OR MAKES KNOWN IN ANY  
6 MANNER OR TO ANY EXTENT NOT AUTHORIZED BY LAW ANY CRITICAL INFRASTRUCTURE  
7 INFORMATION THAT IS PROTECTED FROM DISCLOSURE BY THIS ARTICLE IS GUILTY OF A  
8 CLASS 5 FELONY.